

ORDINANCE NO. 01-396

URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
AMENDING CHAPTER 6.16 OF THE LOS ALTOS MUNICIPAL CODE
REGARDING THE HOURS WITHIN WHICH CONSTRUCTION
NOISE MAY BE GENERATED

The City Council of the City of Los Altos does hereby find and declare as follows:

Section 6.16.070(B)(6)(a) of the Los Altos Municipal Code was amended to revise time limits regarding operations upon residential properties within the City in order to regulate noise related to those operations. Concerns have been expressed that this revision removed controls regarding emanation of noise from operations of tools and equipment used in construction activities on commercial properties. Accordingly, in order to avoid any confusion regarding regulations and to ensure the continued public peace, welfare, health and safety, the City Council hereby finds and declares that regulations be adopted as set out below governing the operation of tools or equipment used in construction, drilling, repair, alteration or demolition work on residential properties and commercial properties limited to the times and days as set forth herein.

The City Council of the City of Los Altos does hereby ordain as follows:

Section 1.: Section 6.16.070(B)(6) of the Los Altos Municipal Code is hereby amended by adding thereto subsections (a)(1) and (a)(2) to read as follows:

"(a)(1) Residential Properties. Operating or causing the operation of any tools or equipment used in construction, drilling, repair, alteration, or demolition work on weekdays before 7:00 a.m. and after 5:30 p.m. and on Saturdays before 9:00 a.m. or after 3:00 p.m. or any time on Sundays or the City observed holidays of New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day and Christmas Day, such that the sound therefrom creates a noise disturbance across a residential or commercial real property line, except for emergency work of public utilities or by special exception. This section shall apply to operations on residentially zoned property only. This section shall not apply to the use of lawn or garden tools as specified in subsection (11) of this section;

"(a)(2) Non-Residential Properties. Operating or causing the operation of any tools or equipment used in construction, drilling, repair, alteration, or demolition work on weekdays before 7:00 a.m. and after 7:00 p.m. and Saturdays before 9:00 a.m. or after 6:00 p.m. or any time on Sundays or the City observed holidays of New Year's Day, Memorial Day, Labor Day, Thanksgiving Day and Christmas Day, such that the sound therefrom creates a noise disturbance across a residential or commercial real property line, except for emergency work of public service utilities or by special exception. This section shall apply to operations on properties other than residentially zoned property. This section shall not apply to the use of domestic power tools as specified in paragraph (11) of this section:"

Section 2.: This Ordinance shall take effect immediately upon adoption as an urgency measure based upon the findings and declaration of the City Council set out above.

Section 3.: This Ordinance shall be published as provided in Section 36933 of the California Government Code.

The above and foregoing Ordinance was duly and properly introduced and adopted as an urgency ordinance at a regular meeting of the Los Altos City Council held on February 6, 2001, by the following roll call vote:

AYES: Mayor Lear, Councilmembers La Poll, Becker, Casto, and Moss

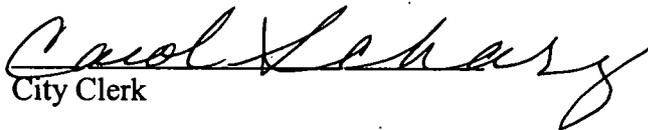
NOES: None

ABSENT: None



Mayor

Attest:


City Clerk